

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Transforming Growth Factor Alpha III**

the specification of which was filed on October 2, 1997 as Application Serial No. 08/930,564.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Priority Claimed  
Yes                  No

\_\_\_\_\_  
(Number)                  (Country)                  (Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

\_\_\_\_\_  
(Application Serial No.)                  (Filing Date)

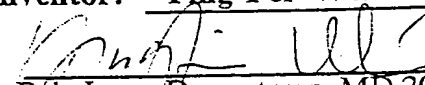
I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(b) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

<u>PCT/US95/06386</u>	<u>19 MAY 1995</u>	<u>Published</u>
(Application Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Robert H. Benson (Reg. No. 30,446), A. Anders Brookes (Reg. No. 36,373) and James H. Davis (Reg. No. 40,582) of Human Genome Sciences, Inc. 9410 Key West Avenue, Rockville, Maryland, 20878.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: Ying-Fei Wei

Inventor's signature: 

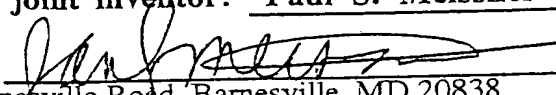
Date: 1/27/98

Residence: 13524 Straw Bale Lane, Darnestown, MD 20878

Citizenship: CN

Post Office Address: same as above

Full name of additional joint inventor: Paul S. Meissner

Inventor's signature: 

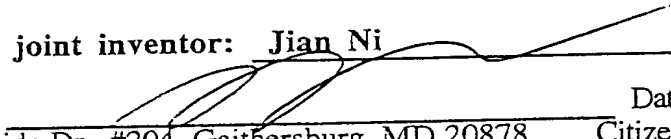
Date: 1/20/98

Residence: 18040 Barnesville Road, Barnesville, MD 20838

Citizenship: US

Post Office Address: same as above

Full name of additional joint inventor: Jian Ni

Inventor's signature: 

Date: 1/27/98

Residence: 305 Westside Dr., #204, Gaithersburg, MD 20878

Citizenship: US

Post Office Address: same as above

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Wei et al.

Docket No.: PF174USD2

Application No.: Not Yet Assigned

Group Art Unit: N/A

Filed: Concurrently Herewith

Examiner: Not Yet Assigned

For: Transforming Growth Factor Alpha HII

**STATEMENT UNDER 37 C.F.R. § 3.73 AND  
POWER OF ATTORNEY OR AUTHORIZATION OF AGENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**Statement Under 37 C.F.R. § 3.73**

Human Genome Sciences, Inc. ("HGS"), organized and existing under the laws of the State of Delaware, having its principal place of business at 9410 Key West Avenue, Rockville, Maryland 20850, states that it is the assignee of record of the entire right, title and interest for the above-identified application by virtue of an assignment from inventors Ying-Fei Wei, Paul S. Meissner, and Jian Ni, recorded in the U.S. Patent and Trademark Office on August 8, 2002, at Reel 013177, Frame 0894. This assignment was directed to the grandparent application U.S. Application No. 08/930,564, filed January 30, 1998, now U.S. Patent No. 6,410,506, issued June 25, 2002, and all continuation and divisional applications thereof.

The undersigned, whose title is supplied below, is empowered to sign this document on behalf of HGS. The undersigned has reviewed all the documents in the chain of title of the above-captioned application, and, to the best of the undersigned's knowledge and belief, HGS has title in the application as described above.

**Power of Attorney or Authorization of Agent**

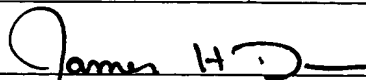
HGS hereby appoints the Practitioners at **Customer Number 22195** as its attorneys or agents with full power of substitution, association, and revocation to prosecute

the above-captioned application, including any continuations or divisionals thereof, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

On behalf of Human Genome Sciences, Inc.:

For: Human Genome Sciences, Inc.

Signature: \_\_\_\_\_



Name: James H. Davis, Ph.D.

Title: Senior Vice President, General Counsel, and Secretary

Date: \_\_\_\_\_

August 21, 2003